



General Assembly

Amendment

February Session, 2022

LCO No. 6371



Offered by:
REP. HORN, 64th Dist.

To: Subst. Senate Bill No. 166

File No. 87

Cal. No. 373

"AN ACT CONCERNING THE PERIOD OF SERVICE OF AN ACTING BUILDING OFFICIAL."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 29-252 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective July 1, 2022*):

5 (a) The State Building Inspector and the Codes and Standards
6 Committee shall, jointly, with the approval of the Commissioner of
7 Administrative Services and in accordance with the provisions of
8 section 29-252b, adopt and administer a State Building Code based on a
9 nationally recognized model building code for the purpose of regulating
10 the design, construction and use of buildings or structures to be erected
11 and the alteration of buildings or structures already erected and make
12 such amendments thereto as they, from time to time, deem necessary or
13 desirable. Such amendments shall be limited to administrative matters,
14 geotechnical and weather-related portions of said code, amendments to
15 said code necessitated by a provision of the general statutes and any

16 other matter which, based on substantial evidence, necessitates an
17 amendment to said code. The code shall be revised as deemed necessary
18 to incorporate any subsequent revisions to the code not later than
19 eighteen months following the date of first publication of such
20 subsequent revisions to the code. The purpose of said Building Code
21 shall also include, but not be limited to, promoting and ensuring that
22 such buildings and structures are designed and constructed in such a
23 manner as to conserve energy and, wherever practicable, facilitate the
24 use of renewable energy resources, including provisions for electric
25 circuits capable of supporting electric vehicle charging in any newly
26 constructed residential garage in any code adopted after July 8, 2013.
27 Said Building Code includes any code, rule or regulation incorporated
28 therein by reference. As used in this subsection, "geotechnical" means
29 any geological condition, such as soil and subsurface soil condition,
30 which may affect the structural characteristics of a building or structure.

31 (b) The State Building Inspector shall be appointed by the [Governor.
32 He] Commissioner of Administrative Services and shall be exempt from
33 classified service, except the provisions of chapter 67 governing the
34 procedures for competitive appointment to classified managerial
35 positions shall apply to such appointment. The State Building Inspector
36 shall be an architect, [or] professional engineer or building official
37 licensed by the state of Connecticut, shall have a thorough knowledge
38 of building code administration and enforcement and shall have had not
39 less than ten years [practical] educational and professional experience
40 in his or her profession.

41 (c) The State Building Inspector or [his] the inspector's designee may
42 issue official interpretations of the State Building Code, including
43 interpretations of the applicability of any provision of the code, upon
44 the request of any person. The State Building Inspector shall compile
45 and index each interpretation and shall publish such interpretations at
46 periodic intervals not exceeding four months.

47 (d) The State Building Inspector or [his] the inspector's designee shall
48 review a decision by a local building official or a board of appeals

49 appointed pursuant to section 29-266 when [he] the inspector or
50 designee has reason to believe that such official or board has
51 misconstrued or misinterpreted any provision of the State Building
52 Code. If, upon review and after consultation with such official or board,
53 [he] the inspector or designee determines that a provision of the code
54 has been misconstrued or misinterpreted, [he] the inspector or designee
55 shall issue an interpretation of said code and may issue any order [he]
56 the inspector or designee deems appropriate. Any such determination
57 or order shall be in writing and be sent to such local building official or
58 board by registered mail, return receipt requested. Any person
59 aggrieved by any determination or order by the State Building Inspector
60 under this subsection may appeal to the Codes and Standards
61 Committee within fourteen days after mailing of the decision or order.
62 Any person aggrieved by any ruling of the Codes and Standards
63 Committee may appeal in accordance with the provisions of subsection
64 (d) of section 29-266.

65 Sec. 502. Section 5-198 of the general statutes is repealed and the
66 following is substituted in lieu thereof (*Effective July 1, 2022*):

67 The offices and positions filled by the following-described
68 incumbents shall be exempt from the classified service:

- 69 (1) All officers and employees of the Judicial Department;
- 70 (2) All officers and employees of the Legislative Department;
- 71 (3) All officers elected by popular vote;
- 72 (4) All agency heads, members of boards and commissions and other
73 officers appointed by the Governor;
- 74 (5) All persons designated by name in any special act to hold any state
75 office;
- 76 (6) All officers, noncommissioned officers and enlisted men in the
77 military or naval service of the state and under military or naval
78 discipline and control;

79 (7) (A) All correctional wardens, as provided in section 18-82, and (B)
80 all superintendents of state institutions, the State Librarian, the
81 president of The University of Connecticut and any other commissioner
82 or administrative head of a state department or institution who is
83 appointed by a board or commission responsible by statute for the
84 administration of such department or institution;

85 (8) The State Historian appointed by the State Library Board;

86 (9) Deputies to the administrative head of each department or
87 institution designated by statute to act for and perform all of the duties
88 of such administrative head during such administrative head's absence
89 or incapacity;

90 (10) Executive assistants to each state elective officer and each
91 department head, as defined in section 4-5, provided (A) each position
92 of executive assistant shall have been created in accordance with section
93 5-214, and (B) in no event shall the Commissioner of Administrative
94 Services or the Secretary of the Office of Policy and Management
95 approve more than four executive assistants for a department head;

96 (11) One personal secretary to the administrative head and to each
97 undersecretary or deputy to such head of each department or
98 institution;

99 (12) All members of the professional and technical staffs of the
100 constituent units of the state system of higher education, as defined in
101 section 10a-1, of all other state institutions of learning, of the Board of
102 Regents for Higher Education, and of the agricultural experiment
103 station at New Haven, professional and managerial employees of the
104 Department of Education and the Office of Early Childhood and
105 teachers certified by the State Board of Education and employed in
106 teaching positions at state institutions;

107 (13) Physicians, dentists, student nurses in institutions and other
108 professional specialists who are employed on a part-time basis;

- 109 (14) Persons employed to make or conduct a special inquiry,
110 investigation, examination or installation;
- 111 (15) Students in educational institutions who are employed on a part-
112 time basis;
- 113 (16) Forest fire wardens provided for by section 23-36;
- 114 (17) Patients or inmates of state institutions who receive
115 compensation for services rendered therein;
- 116 (18) Employees of the Governor including employees working at the
117 executive office, official executive residence at 990 Prospect Avenue,
118 Hartford and the Washington D.C. office;
- 119 (19) Persons filling positions expressly exempted by statute from the
120 classified service;
- 121 (20) Librarians employed by the State Board of Education or any
122 constituent unit of the state system of higher education;
- 123 (21) All officers and employees of the Division of Criminal Justice;
- 124 (22) Professional employees in the education professions bargaining
125 unit of the Department of Aging and Disability Services;
- 126 (23) Lieutenant colonels in the Division of State Police within the
127 Department of Emergency Services and Public Protection;
- 128 (24) The Deputy State Fire Marshal within the Department of
129 Administrative Services;
- 130 (25) The chief administrative officer of the Workers' Compensation
131 Commission;
- 132 (26) Employees in the education professions bargaining unit;
- 133 (27) Disability policy specialists employed by the Council on
134 Developmental Disabilities;

135 (28) The director for digital media and motion picture activities in the
136 Department of Economic and Community Development; [and]

137 (29) Any Director of Communications 1, Director of Communications
138 1 (Rc), Director of Communications 2, Director of Communications 2
139 (Rc), Legislative Program Manager, Communications and Legislative
140 Program Manager, Director of Legislation, Regulation and
141 Communication, Legislative and Administrative Advisor 1, or
142 Legislative and Administrative Advisor 2 as such positions are
143 classified within the Executive Department; and

144 (30) The State Building Inspector, except the provisions of this
145 chapter governing the procedures for competitive appointment to
146 classified managerial positions shall apply to appointment of such
147 inspector."

This act shall take effect as follows and shall amend the following sections:

Sec. 501	<i>July 1, 2022</i>	29-252
Sec. 502	<i>July 1, 2022</i>	5-198